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11 **Attorneys for Plaintiff Jessica Collard**

12 **and the Class**

13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

14 **COUNTY OF HUMBOLDT**

15 **JESSICA COLLARD,**

16 **Plaintiff,**

17 **v.**

18 **MURPHY'S MARKETS, INC., a**
19 **corporation; and DOES 1-100, inclusive,**

20 **Defendants.**

Case No.: CV2101368

**NOTICE OF MOTION AND MOTION FOR
FEES AND COSTS OF CLASS COUNSEL,
SERVICE PAYMENT TO CLASS
REPRESENTATIVE, AND COSTS OF
ADMINISTRATION**

Date: December 11, 2023

Time: 10:30 a.m.

Dept.: 4

21 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

22 PLEASE TAKE NOTICE that on December 11, 2023, at 10:30 a.m., or as soon thereafter as
23 may be heard, in Department 4 of the above-captioned Court, Plaintiff and Class Representative
24 Jessica Collard ("Plaintiff") will, and does hereby, move this Court for an award of fees and costs of
25 class counsel, a service payment for Plaintiff's services as Class Representative, and costs of claims
26 administration.

27 This Motion is based upon this Notice of Motion, the Memorandum of Points and Authorities,
28 the Declarations of (1) John P. Briscoe (2) and Kevin Lee Regarding Notice and Settlement
Administration, the pleadings and papers filed in this case, including Plaintiff's Separately Filed

1 Motion for Final Approval of Class Action Settlement, and on any oral argument this Court permits.

2 This motion is not opposed by Defendant Murphy's Markets, Inc.

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4 **DATED:** November 9, 2023

MAYALL HURLEY P.C.



6 By _____

ROBERT J. WASSERMANN

JOHN P. BRISCOE

Attorneys for Plaintiff

JESSICA COLLARD and the Class

PROOF OF SERVICE

I, the undersigned, certify and declare as follows:

I am over the age of eighteen years and not a party to this action. My business address is 112 S. Church Street, Lodi, CA 95240, that is located in the county where the mailing and/or delivery below took place.

On November 9, 2023, I served the following document:

**NOTICE OF MOTION AND MOTION FOR FEES AND COSTS OF CLASS COUNSEL,
SERVICE PAYMENT TO CLASS REPRESENTATIVE, AND COSTS OF ADMINISTRATION**

addressed to:

Laurie E. Yoon
Murchison & Cumming LLP
Mt. Diablo Plaza
2175 N. California Blvd., Ste. 900
Walnut Creek, CA 94596
Lyoon@murchisonlaw.com
Ken H. Moreno
kmoreno@murchisonlaw.com

☐ **BUSINESS PRACTICE TO ENTRUST DEPOSIT TO OTHERS:** I am readily familiar with the business practice at my place of business for collection and processing of correspondence for mailing with the United States Postal Service. Correspondence so collected and processed is deposited with the United States Postal Service that same day in the ordinary course of business. On the date specified below, at my place of business at Stockton, California a copy of the document described above was placed for deposit in the United States Postal Service in a sealed envelope, with postage fully prepaid addressed to the individuals and/or entities mentioned above; and that envelope was placed for collection and mailing on that date following ordinary business practice.

☐ **BY EXPRESS SERVICE CARRIER:** On the date specified below, I directed to be deposited in a box or other facility regularly maintained by Federal Express or delivered to a courier or driver authorized by said express service carrier to receive documents, a copy of the document mentioned above, in an envelope designed by the said express service carrier, with delivery fees paid or provided for, addressed to the individuals and/or entities mentioned above.

☒ **BY EMAIL:** In accordance with Code of Civil Procedure, Section 1010.6, on the date specified below, I caused a copy of the document(s) described above to be sent to the person(s) at the e-mail address(es) listed above. My business e-mail address is lriley@mayallaw.com. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

I certify and declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on November 9, 2023, at Lodi, California.


LINDSAY RILEY